IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 13TH JULY 2007 / 22ND ASHADHA 1929

WP(C).No. 8260 of 2004(G)

PETITIONER:

RETHINAM THOMAS,JOY VILLA,
NEAR M.S.A.,MUNNAR,DISTRICT IDUKKI.

BY ADV. SRI.K.REGHU KOTTAPPURAM
SMT.URSULA FRANCIS
SRI.GINESH.P.

RESPONDENTS:
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1. THE DISTRICT COLLECTOR,IDUKKI DISTRICT,
PAINAR,IDUKKI.

2. THE TAHASILDAR,DEVIKULAM TALUK,
DISTRICT IDUKKI.

3. THE VILLAGE OFFICER,
DEVIKULAM TALUK,DISTRICT IDUKKI.

BY GOVERNMENT PLEADER SRI. MANOJKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 8260/2004

APPENDIX

PETITIONER'S EXHIBITS,

EXT.P1. COPY OF THE DOCUMENT NO. 4475 DT. 5/11/2003.

EXT.P2. COPY OF THE LAND TAX RECEIPT FOR THE YEQRAS 1992-93, 1994-95, 1995-96, 1996-97, 1997-98 AND 2003-04.

EXT.P3. COPY OF THE CERTIFICATE NO. 2901/2003 DT. 1/10/2003 IN RESPECT OF THE PROPERTY COVERED BY EXT. P1 AND P2.

EXT.P4. COPY OF THE APPLICATION NO. R2 122/2003 DT. 5/11/03 FOR MUTATION OF THE PROPERTY.

EXT.P5. COPY OF THE SALE DEED NO. 1677 DT. 23/09/1989.

EXT.P6. COPY OF THE SALE DEED NO. 1137 DT. 4/2/1987.

True copy

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KURIAN JOSEPH J.

W.P.(C) No.8260 of 2004

Dated 13th July, 2007.

J U D G M E N T

The writ petition is filed mainly with the following prayer :-

> "Issue a writ of mandamus, directing the 2nd and 3rd respondents to effect mutation of the land covered by Ext.P1 sale deed in the name of the petitioner, by making necessary changes in the village land records and the Thandaperu account therein forthwith by treating that the property covered by Ext.P1 sale deed is covered by Special Grant Patta issued by the Govt. in respect of land transferred by Tata Tea Ltd. and that it is not covered by the Patta issued by Land Assignment Proceedings of 1999, in respect of which the general enquiry is initiated, following the mutations made already in similar cases".

In case no action has so far been taken by the second respondent, petitioner may produce a copy of this judgment before the second respondent, in which case, appropriate action in accordance with law in the matter will be taken with notice to the petitioner, within another three months.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J.

O.P. NO. OF 200

J U D G M E N T

Dated 13th July, 2007.